

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of MARY LOUISE CIERRA
HOPE PORTER, Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

SHANNA JEANETTE PORTER,

Respondent-Appellant

and

LEVERN MASSEY,

Respondent-Not Participating.

UNPUBLISHED
August 4, 2000

No. 222059
Wayne Circuit Court
Family Division
LC No. 97-356206

Before: Hood, P.J., and Sawyer and Cavanagh, JJ.

MEMORANDUM.

Respondent appeals as of right the termination of her parental rights to the minor child pursuant to MCL 712A.19b(3)(c)(i); MSA 27.3178(598.19b)(3)(c)(i), (g), and (j). We affirm.

A two-prong test applies to a family court's decision to terminate parental rights. First, the court must find that at least one of the statutory grounds for termination set forth in MCL 712A.19b; MSA 27.3178(598.19b) has been met by clear and convincing evidence. *In re Jackson*, 199 Mich App 22, 25; 501 NW2d 182 (1993). This Court reviews the findings of fact under the clearly erroneous standard. MCR 5.974(I); *Jackson, supra*. Once a statutory ground for termination has been met by clear and convincing evidence, the court must terminate parental rights unless "there exists clear evidence, on the whole record, that termination is not in the child's best interest." *In re Trejo*, ___ Mich ___, ___; ___ NW2d ___ (Docket No. 112528, issued 7/5/00), slip op p 14; see also

MCL 712A.19b(5); MSA 27.3178(598.19b)(5). The trial court's ultimate decision regarding termination is reviewed in its entirety for clear error. *In re Trejo, supra*.

After carefully reviewing the record, we are not persuaded that the family court clearly erred in finding that subsections (3)(c)(i), (g), and (j) were established by clear and convincing evidence and that it was in the best interests of the child to terminate the parental rights. Accordingly, we find no clear error in the trial court's decision to terminate respondent's parental rights.

Affirmed.

/s/ Harold Hood

/s/ David H. Sawyer

/s/ Mark J. Cavanagh